

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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ADAM McRUNNEL,

Plaintiff,

v.

**ORDER**

Civil File No. 11-755 (MJD/LIB)

BATCO MANUFACTURING,

Defendant.

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Kim E. Brust and Mara Brust, Conmy Feste Ltd., Counsel for Plaintiff Adam McRunnel.

Caryn A. Boisen and Mark A. Solheim, Larson King LLP, Counsel for Defendant Batco Manufacturing.

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This matter is before the Court on Plaintiff's Motion in Limine [Docket No. 90] and Batco Manufacturing's Motion in Limine to Exclude Hearsay [Docket No. 96]. The Court has carefully reviewed all submissions and now makes the following rulings.

Accordingly, based upon the files, records, and proceedings herein, **IT IS  
HEREBY ORDERED:**

1. Plaintiff's Motion in Limine [Docket No. 90] is **GRANTED IN PART** and **DENIED IN PART** as follows:
  - a. Plaintiff's motion to exclude evidence that during his employment at J.R. Simplot, Plaintiff shut down machinery before cleaning is **DENIED**.
  - b. Plaintiff's motion to exclude evidence of Plaintiff's prior workplace accident at J.R. Simplot is **GRANTED**.
  - c. Plaintiff's motion to exclude evidence of Plaintiff's discharge from the North Dakota Army National Guard is **GRANTED**.
  - d. Plaintiff's motion to exclude evidence of Plaintiff's injury at the North Dakota Army National Guard is **GRANTED**.
  - e. Plaintiff's motion to exclude evidence of Plaintiff's termination from his employment with Amazon is **GRANTED**.
  - f. Plaintiff's motion to exclude references to sexual health and fertility in medical records is **GRANTED**.
  - g. Plaintiff's motion to exclude evidence that Plaintiff intentionally placed his hand in the nip point is **DENIED**.
  - h. Plaintiff's motion to exclude evidence of defense's drawing of the "original" belt path is **RESERVED** to determine if a proper foundation is laid at trial.
2. Batco Manufacturing's Motion in Limine to Exclude Hearsay [Docket No. 96] is **DENIED**.

Dated: June 14, 2013

s/ Michael J. Davis

Michael J. Davis

Chief Judge

United States District Court